

**KANE LAW FIRM**  
1154 S. Crescent Heights Blvd.  
Los Angeles, CA 90035

**KANE LAW FIRM**

Brad S. Kane (SBN 151547)  
bkane@kanelaw.la  
1154 S. Crescent Heights. Blvd.  
Los Angeles, CA 90035  
Tel: (323) 697-9840  
Fax: (323) 571-3579

Trey Brown (SBN 314469)  
trey.brown@vixenmediagroup.com  
11337 Ventura Blvd.  
Studio City, CA 91604

Attorneys for Defendants  
VXN GROUP LLC and MIKE MILLER

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION**

MACKENZIE ANNE THOMA,  
a.k.a. KENZIE ANNE, an  
individual and on behalf of all  
others similarly situated,

Plaintiff,

v.

VXN GROUP LLC, a Delaware  
limited liability company; MIKE  
MILLER, an individual; and DOES  
1 to 100, inclusive,

Defendants.

Case No. **2:23-cv-04901 WLH (AGR<sub>x</sub>)**

**DECLARATION OF BRAD S. KANE  
IN SUPPORT OF DEFENDANT'S  
OPPOSITION TO PLAINTIFF'S  
MOTION FOR PROTECTIVE  
ORDER**

Date: July 9, 2024  
Time: 11:00 am  
Courtroom: Zoom

Complaint Filed: April 20, 2023  
Removed: June 21, 2023

**DECLARATION OF BRAD S. KANE IN SUPPORT OF DEFENDANTS'  
MOTION TO STRIKE PLAINTIFF'S FIRST AMENDED COMPLAINT**

1 I, Brad S. Kane, hereby declare as follows:

2 I am an attorney licensed to practice law in the State of California since 1990,  
3 the State of Alaska since 1991 and Washington State since 2003. I am the owner  
4 of the Kane Law Firm (“KLF”), and counsel for Defendants VXN Group LLC and  
5 Mike Miller (“Miller”) (collectively, “Defendants”). I am personally familiar with,  
6 and, if called upon, could and would testify to the facts contained herein from my  
7 personal knowledge.

8 1. Attached as **Exhibit 1** is a true and correct copy of the Subpoena for  
9 Production of Documents served upon Mainboard LLC on May 29, 2024  
10 (“Subpoena”).

11 2. On June 13, 2024, Mainboard acknowledged receipt of the Subpoena.  
12 As of this writing, Mainboard and Defense counsel are continuing to discuss the  
13 scope of electronic document production.

14 3. On June 13, 2024, I, along with my co-counsel Trey Brown met and  
15 conferred with Plaintiff’s counsel, Rafael Yedoyan and Sarah Cohen. During that  
16 meet and confer, I agreed on behalf of Defendants to stipulate to: (i) use of this  
17 Court’s form Stipulated Protective Order; and (ii) mutual production of documents  
18 obtained via third-party subpoena.

19 4. On June 21, 2024, I also confirmed to Plaintiff’s counsel via email that  
20 Defendants agree to: (i) use this Court’s form Stipulated Protective Order; and (ii)  
21 all parties shall documents produced obtained via third-party subpoena. In addition,  
22 I attached a redline draft of the form Stipulated Protective Order for Plaintiff’s  
23 comment and revision. The only edits I made to the Court’s form were those  
24 authorized in the form itself. As of this writing, Plaintiff has not provided comment  
25 on that redline.

1 I declare under penalty of perjury that the foregoing is true and  
2 correct. Executed on June 25, 2024 at Los Angeles, California.

3  
4 /s/ Brad S. Kane

5 Brad S. Kane  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**KANE LAW FIRM**  
1154 S. Crescent Heights Blvd.  
Los Angeles, CA 90035